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9 UNITED STATES DISTRICT COURT
10 DISTRICT OF NEVADA
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12 DR. CHIA L. LIU, an individual,

CASE NO.: 2:07-CV-07-863-KJD

13 Plaintiffs,

14 vs.

15 WATEC AMERICA CORP., a Nevada
16 corporation aka REORGANIZED WATEC
AMERICA CORP.; and ROE Corporations
and Organizations I through X, inclusive,

**ORDER ON MOTION FOR
ATTORNEY'S FEES OF WATEC AMERICA
CORP. PURSUANT TO CONTRACTUAL
PREVAILING PARTY PROVISION AND
FED. R. CIV. P. 68 AND NRS 68 AS
PREVAILING PARTY**

17 Defendants.
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20 Currently before this Court is the Motion For Attorney's Fees of Defendant Watec America
21 Corp. Pursuant to Contractual Prevailing Party Provision and Federal Rule of Civil Procedure 68
22 and NRS 68 As Prevailing Party (Docket No. 101) to which Plaintiff Dr. Chia L. Liu filed no
23 Opposition,

24 Having established good cause and without opposition by Plaintiff, the Court hereby finds
25 as follows:

- 26 1. The subject agreement on which Plaintiff brought the instant action contained a
27 prevailing party attorneys' fee provision entitling the prevailing party to recover all
28 fees and costs associated with any action concerning the agreement;

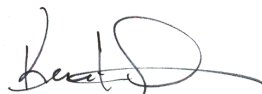
2. Pursuant to Federal Rule of Civil of Civil Procedure 68 and NRS 68, Defendant served an offer of judgment for dismissal of the action in exchange of a waiver of costs on Plaintiff; Plaintiff allowed the offer to expire by its own terms;
3. Defendant has been adjudicated as the prevailing party on each of Plaintiff's asserted claims – Judgment has been entered in favor of Defendant on each of the claims;
4. Defendant's request for attorney's fees is reasonable (the number of hours and hourly rate charged by counsel are reasonable) given the nature of the proceedings and the fact that Defendant prevailed on all claims; and
5. Plaintiff has filed no opposition o Defendant's opposition.

Based on the foregoing findings, the Court orders as follows:

Defendant's Motion (No. 101) shall be GRANTED, attorney's fees in the amount of \$116,696.25, shall be awarded to Defendant as the prevailing party in this action and against Plaintiff; and an amended judgment reflecting the award of attorney's fees shall be entered in favor of Defendant accordingly.

IT IS SO ORDERED.

DATED this 13th day of September, 2010



Kent J. Dawson
United States District Judge